

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JULIO SANDOVAL,

Plaintiff,

v.

RALPH M. DIAZ, et al.

Defendants.

Case No. 1:20-cv-01374-NONE-EPG (PC)

ORDER REGARDING MOTION TO  
STAY

(ECF No. 22)

Plaintiff Julio Sandoval (“Plaintiff”) is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. Before the Court is Plaintiff’s motion to stay, which the Court construes as a request for a sixty-day extension of time to respond to the Court’s screening order. (ECF No. 22.)

On March 1, 2021, the Court entered a screening order finding that Plaintiff’s complaint failed to state a cognizable claim. (ECF No. 18.) Plaintiff was ordered to either file a Second Amended Complaint or notify the Court in writing that he wants to stand on his complaint within thirty days of service of the Court’s screening order. (*Id.*)

On March 18, 2021, Plaintiff filed the instant motion requesting a stay. (ECF No. 22.) According to the motion, Plaintiff is experiencing medical issues and will be put on quarantine for fourteen days. (*Id.*) His access to the law library will be limited during this time and he is uncertain when he will regain access. (*Id.*) Accordingly, Plaintiff requests a sixty-day extension of time to respond to the Court’s screening order. (*Id.*)

1 The Court finds good cause to grant Plaintiff an extension of time to respond to the  
2 Court's screening order. However, the Court notes that Plaintiff's amended complaint must only  
3 set forth a short and plain statement of the factual allegations supporting his claim. The Court's  
4 screening order dated October 6, 2020 included relevant legal standards for Plaintiff's asserted  
5 claims. Plaintiff can refer to this order in drafting an amended complaint. Additionally, if Plaintiff  
6 requests any further extensions of time to file an amended complaint, he must include specific  
7 requests for law library access or paging to show that he is unable to respond by the new deadline.

8 Accordingly, IT IS ORDERED that:

- 9 1. Plaintiff's motion to stay, construed as a motion for an extension of time (ECF No. 22)  
10 is GRANTED;
- 11 2. Within sixty (60) days from the date of service of this order, Plaintiff shall either:
- 12 a. File a Second Amended Complaint that is no longer than 15 pages, including  
13 exhibits; or
- 14 b. Notify the Court in writing that he wishes to stand on his complaint.

15 IT IS SO ORDERED.

16 Dated: March 19, 2021

17 /s/ Eric P. Gray  
18 UNITED STATES MAGISTRATE JUDGE  
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